IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.156 OF 2004

Baburao Vitthal Jadhav ...Applicant
Vs.
Shakuntala Baburao Jadhav & Anr. ...Respondents

Shri. S.P. Kadam for the Petitioner.
Shri. Indrajeet Kulkarni for the Respondent No.1.
Ms M. M. Deshmukh, A.P.P. for the State.

CORAM : A. S. OKA, J.
DATE : SEPTEMBER 05, 2005.

P.C.:

1. Heard the Advocate appearing for the Petitioner. The learned Magistrate passed an order under section 125 of the Code of Criminal Procedure, 1973 in favour of the Respondent No.1 who is the wife of the Petitioner and fixed the montly allowance at the rate of Rs.700/-. The said order has been confirmed by the Sessions Court in revision.

2. The learned advocate for the Petitioner pointed out that the Petitioner is having only a small portion of irrigated land and therefore, amount of Rs.700/- per month is on higher side.

3. There are concurrent finding recorded by both the courts below. The monthly maintenance being only Rs.700/- per month, there is no reason to interfere with such orders in Petition under Article 227 of the Constitution of India. Petition is rejected.

JUDGE